THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.4445 of 2007

Dated:06.03.2007

Between:

Smt.Nikhat Farzana and others.

…Petitioners

and

The Joint Collector and others.

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.4445 of 2007

ORDER:

The three petitioners are allegedly joint owners of land admeasuring Acs.2.19 guntas in Survey Nos.358/2 and 358/3 (part) situated at Pedda Mangalaram Village of Moinabad Mandal in Ranga Reddy District. The third respondent issued a show cause notice on 25.10.2005 alleging that the petitioners are in possession of the land declared as ceiling surplus, and the petitioners were asked to submit explanation as to why they should not be evicted. They sent a reply. The third respondent issued proceedings ordering resumption. Aggrieved by the same, the petitioners preferred an appeal before the second respondent, which was also dismissed on 20.06.2006. They then filed a revision petition under Section 4-B of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977. The orders were reserved on 06.10.2006. In the meanwhile, as alleged by the petitioners, the third respondent along with the subordinate staff came to the subject land on 02.03.2007 and installed a board declaring that it is a Government land. It is also alleged that the third respondent threatened the petitioners' watchman with the removal of trees. Therefore, they filed the present Writ Petition.

Learned Counsel for the petitioners submits that as the first respondent reserved the matter for orders, the third respondent would not have taken up enquiry. Learned Assistant Government Pleader for Revenue (Assignment) after getting instructions does not dispute that the orders are not yet passed. He also submits that the first

respondent is likely to pass orders within a week. If that be so, the third respondent may not take any hasty action to precipitate the problems further. This observation would be sufficient redressal.

The Writ Petition is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

06.03.2007

vs